


GENERAL, ADMINISTRATIVE, AND MISCELLANEOUS1-30. Freedom of Information

1. **AUTHORITY.** Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and EPA regulations at 40 C.F.R. Part 2, the authority:
 - a. To make initial positive and negative determinations relative to the release of information; and
 - b. To extend the date for mailing an initial determination.
2. **TO WHOM DELEGATED.** All division directors or equivalent, including the associate deputy regional administrator and the regional counsel. The authority to extend the date for mailing an initial determination also is redelegated through the regional counsel to the Region 8 FOIA officer.
3. **LIMITATIONS.** Initial determinations not to release information require concurrence by an attorney in the Office of Regional Counsel.
4. **REDELEGATION AUTHORITY.**
 - a. The authority to make initial positive and negative determinations may not be redelegated further.
 - b. The authority to extend the date for mailing an initial determination may not be redelegated below the FOIA officer.
 - c. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **ADDITIONAL REFERENCES.**
 - a. 5 U.S.C. § 552.
 - b. 40 C.F.R. Part 2.
 - c. EPA Information Directive Procedure CIO 2157-P-01.1, Procedures for Responding to Freedom of Information Act Requests.



Debra H. Thomas
Acting Regional Administrator

APR 30 2019

Date